

CITY COUNCIL MEETING

August 26, 2014

7:00 P.M.

The Mayor called the meeting to order and stated a copy of the open meeting law is posted continually for public inspection located near the entrance door by the agendas. Roll call showed Council Members Stange, Bixby, Navarrette, Hoppe, Kuhns, Eairleywine and Johnson present, Council Member Anderson absent – 7 present, 1 absent.

Moved by Council Member Bixby, seconded by Council Member Kuhns to approve the consent agenda. Roll call vote: 7 ayes. Motion carried.

- Dispense with reading of and approve August 12 and 19, 2014 minutes
- August 13 – August 26, 2014 claims
- Resolution No. 2014-167 approving consumption of alcohol on city property for Maritza Carcamo, Christensen Field, May 30, 2015, birthday
- Resolution No. 2014-168 approving Special Designated Permit applications for Rise's Drive-In Liquor, 1710 West 16th, June 13, 2015, reception; Rise's Drive-In Liquor, 1710 West 16th, November 8, 2014, reception; Burtonian Enterprises LLC, 1682 East 23rd Avenue North, September 7, 2014, beer garden
- Cement worker application for Lawrence Spicka
- Resolution No. 2014-169 approving amendment to One and Six Year Street Improvement Plan
- Resolution No. 2014-170 assessing nuisance lien against 228 North Drive (Lot 5, Blk 7, Empire City 2nd - owner: Terry Klahn)
- Resolution No. 2014-171 assessing nuisance lien against 1340 North Union (Lot 6 except South 6' Blk 29 Chases – owner: Wells Fargo Bank)
- Resolution No. 2014-172 awarding bid for bus for the Park Department
- Balance Sheet by Fund and Statements of Revenues & Expenditures
- Authorize credit cards for use by City of Fremont employees

Moved by Council Member Hoppe, seconded by Council Member Navarrette to approve Resolution No. 2014-175 assessing nuisance lien against 222 West 16th (West 56' South ½ Lot 7 & West 56' Lot 8, Blk 1 and TL 349, Hodges 2nd – owner: Joshua Seiler). Roll call vote: 7 ayes. Motion carried.

Moved by Council Member Johnson, seconded by Council Member Stange to amend the Resolution releasing Chamber Foundation of the Fremont Area from preservation covenant for building at 605 North Broad by adding the following language: *the release of the easement is conditioned upon an agreement with the Chamber Foundation to hold the City harmless from any fees whatsoever surrounding the sale including but not limited to the buyout of the remaining two years of the covenant if requested by the Federal Highway Administration of the Nebraska Department of Roads.* Roll call vote: 6 ayes, 1 abstain (Bixby). Motion carried.

Moved by Council Member Hoppe, seconded by Council Member Johnson to approve Resolution No. 2014-173, as amended, releasing Chamber Foundation of the Fremont Area from preservation covenant for building at 605 North Broad. Roll call vote: 6 ayes, 1 abstain (Bixby). Motion carried.

Moved by Council Member Bixby, seconded by Council Member Stange to introduce an Ordinance pertaining to pay plan for City of Fremont governmental officers and employees. Roll call vote: 7 ayes. Motion carried.

The City Clerk gave the first reading, by title only, of an Ordinance pertaining to pay plan for City of Fremont governmental officers and employees. The second reading will be at the next regular Council meeting.

Moved by Council Member Kuhns, seconded by Council Member Navarrette to introduce an Ordinance pertaining to pay plan for City of Fremont utility officers and employees. Roll call vote: 7 ayes. Motion carried.

The City Clerk gave the first reading, by title only, of an Ordinance pertaining to pay plan for City of Fremont utility officers and employees. The second reading will be at the next regular Council meeting.

Moved by Council Member Johnson, seconded by Council Member Hoppe to continue the Resolution approving final plat for Brooks Hollow, parts of Tax Lots 1 and 3, 18-17-9. Roll call vote: 6 ayes, 1 abstain (Bixby). Motion carried.

Moved by Council Member Stange, seconded by Council Member Eairleywine to continue the Ordinance approving Deer Pointe Corporation request to rezone parts of Tax Lots 1 and 3, 18-17-9 from AG Agriculture/Urban Reserve to R-1 Single-Family Residential. Roll call vote: 6 ayes, 1 abstain (Bixby). Motion carried.

Moved by Council Member Johnson, seconded by Council Member Bixby to approve Resolution No. 2014-174 setting final City tax rate of .024431/\$100 valuation for Debt Service for 2014-2015 fiscal year. Roll call vote: 7 ayes. Motion carried.

Moved by Council Member Navarrette, seconded by Council Member Bixby to direct staff to amend the property tax request to remove the assessment for the immigration ordinance of approximately \$750,000 and to publicize the necessary public hearing to set the final City tax rate for 2014-2015 fiscal year. Roll call vote: 7 ayes. Motion carried.

Due to a lack of motion, Resolution setting final City tax rate of .380899/\$100 valuation for 2014-2015 fiscal year died.

The Mayor announced the next meeting would be September 9, 2014 at 7:00 p.m.

Moved by Council Member Stange, seconded by Council Member Kuhns to adjourn the meeting. Roll call vote: 7 ayes. Motion carried. Meeting adjourned at 7:34 p.m.

I, Kimberly Volk, the undersigned City Clerk, hereby certify that the foregoing is a true and correct copy of the proceedings had and done by the Mayor and Council; that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the Clerk; that such agenda items were sufficiently descriptive to give the public reasonable notice of the matters to be considered at the meeting; that such subjects were contained in said agenda at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by the members of the public; that the said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meeting and the subjects to be discussed at said meeting and that a current copy of the Nebraska Open Meetings Act was available and accessible to members of the public, posted during such meeting in the room in which such meeting was held.

Kimberly Volk, MMC, City Clerk